



State of Utah  
DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

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March 7, 1996

Mark Johnson  
3140 North 2000 West  
Delta, Utah 84624

Re: Review of Small Mine Notice, Mark L. Johnson, Tetla Mine, S/025/006, Kane County, Utah

Dear Mr. Johnson:

We received your Small Mine Notice and Annual Report on March 1, 1996. Because of extenuating circumstances associated with your past operations in the Muddy Creek area, we cannot determine your Small Mine Notice complete at this time. The reasons are as follows:

1. The regrading and reseeding of Area 3, as identified in Tom Munson's field memo of November 22, 1995 (copy attached), has not been verified by the Division. During our last November 1995 field inspection, Mike Caruso stated he would reclaim this area for you. Regardless of Mr. Caruso's intentions, it is our opinion that it is your responsibility to follow-up on this matter and see that the work is performed. We will also need to verify that this reclamation work has been completed. We will schedule a site inspection for early spring, or as soon as the area is reasonably accessible. We would hope to schedule an inspection sometime in April of this year.
2. It is our understanding that the School and Institutional Trust Lands Administration (SITLA) has cancelled, or is considering cancellation of, certain mineral leases within the general areas identified in your latest small mining permit application. According to SITLA, Lot 10 of the NW 1/4 of SE 1/4, Section 31, T40S, R7W has been cancelled. This information makes the accuracy of this notice and your legal right to enter upon and mine the state leased lands, questionable.

Thank you for submitting this notice and your 1995 Annual Report form. We hope to resolve these outstanding issues in the near future. Please contact me or Tom Munson of my staff if you have questions in this regard.

Sincerely,

D. Wayne Hedberg  
Permit Supervisor  
Minerals Regulatory Program

jb  
Attachment: 11/22/95 memo  
cc: Will Stokes, SITLA  
S025006.let

